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OFFICE OF PETITIONS

of Correction

In re Patent No. 6,636,584

Issued: October 21, 2003

Application No. 10/024,035

Filed: December 17, 2001

Attorney Docket No. 22027.CIP3.CON

:  
: DECISION GRANTING PETITION  
: UNDER 37 CFR 1.78(a)(3) AND  
: REQUEST FOR CERTIFICATE  
: OF CORRECTION

This is a decision on the renewed petition filed May 10, 2006, which is being treated as a petition under 37 CFR 1.78(a)(3) seeking to add a claim for priority on the front page of the Letters Patent by way of a Certificate of Correction the prior-filed applications set forth in the petition.

The petition is **GRANTED**.

A review of the file record fails to disclose that a claim for the benefit of priority to the above-noted, prior-filed nonprovisional application was made within the time period set forth in 37 CFR 1.78(a)(2)(ii) and further failed to include a proper reference to the prior-filed application as required by 37 CFR 1.78(a)(2)(i) and 1.78(a)(2)(iii).

The instant application was filed December 17, 2001. Therefore, since this application was filed after November 29, 2000, a petition under 37 CFR 1.78(a)(3), along with submission of a Certificate of Correction, is the appropriate avenue of relief to accept a late claim for the benefit of priority to a prior-filed nonprovisional application after issuance of the application into a patent. *See* MPEP 1481, Rev. 2, May 2004, page 1400-85, second column.

As the instant petition for acceptance of an unintentionally delayed claim for the benefit of priority under 35 U.S.C. § 120 to prior-filed nonprovisional applications satisfies the conditions of 37 CFR 1.78(a)(3), the petition is granted.

A corrected Filing Receipt, which includes the priority claim to the prior-filed nonprovisional applications, accompanies this decision on petition.

Any inquiries concerning this decision may be directed to the undersigned at (571) 272-3206.

This application is being forwarded to the Certificates of Correction Branch for processing the request for a Certificate of Correction.

A handwritten signature in cursive script, appearing to read "Liana Chase".

Liana Chase  
Petitions Examiner  
Office of Petitions

**ATTACHMENT:** Corrected Filing Receipt